

Minutes of the Maine Real Estate Commission

SEPTEMBER 16, 2004

MEMBERS PRESENT

Earl Black
David Kitchen
Sharon Millett
Jeffrey Mitchell
Winfred Stevens

STAFF PRESENT

Carol Leighton, Director
Karen L. Bivins, Deputy Director
Judy Brown, Examiner
Robert Perkins, A.A.G.
Susan Greenlaw, Secretary

MEMBERS ABSENT

Location: Central Conference Room

Start: 9:00 a.m.

Adjourn: 1:15 p.m.

Minutes – August 19, 2004

A motion was made by Sharon Millett and seconded by Jeffrey Mitchell to approve the minutes of the August 19, 2004 meeting as written. Black, Millett, Mitchell, and Stevens voted in the affirmative; none opposed; Kitchen abstained. Motion carried.

Agenda Modifications

A motion was made by David Kitchen and seconded by Winfred Stevens to add the following to the agenda. Unanimous.

- Proposed Dismissals #2003-147 and #2004-032

Hearings

The Chair opened the hearing in the matter of Director v. Christopher Longstaff. The Director was present and represented by Assistant Attorney General Robert Perkins. Mr. Longstaff was present and not represented by counsel. Public deliberations were conducted at the close of the hearing. A motion was made by Winfred Stevens and seconded by Sharon Millett to find Mr. Longstaff in violation of 32 M.R.S.A. §13067(1)(M). Unanimous. A motion was made by Winfred Stevens and seconded by Sharon Millett to order the immediate revocation of Mr. Longstaff's license. Unanimous.

The Chair opened the hearing in the matter of Director v. Monica Bradshaw. The Director was present. Assistant Attorney General Robert Perkins represented the Commission. Ms. Bradshaw was not present nor represented by counsel. Public deliberations were conducted at the close of the hearing. A motion was made by Sharon Millett and seconded by Winfred Stevens to find Ms. Bradshaw in violation of 32 M.R.S.A. §13067(1)(F) and §13197(1). Unanimous. A motion was

made by Sharon Millett and seconded by Jeffrey Mitchell to order Ms. Bradshaw to pay a fine in the amount of \$2000 and ordered the immediate revocation of her license. Unanimous.

Commission Decisions

A motion was made by Sharon Millett and seconded by Jeffrey Mitchell to accept the reconsideration decision in the matter of Director v. Herbert R. Dickey III. Stevens recused and left the room; Black, Millett, and Mitchell voted in the affirmative; none opposed; Kitchen abstained. Motion carried.

Consent Agreements

A motion was made by Sharon Millett and seconded by Jeffrey Mitchell to accept the proposed Consent Agreements in case numbers 2002-100, 2004-094, and 2004-097. Unanimous.

Dismissed Complaints

A motion was made by Jeffrey Mitchell and seconded by Winfred Stevens to accept the proposed Dismissals in case numbers 2002-138, 2003-002, 2003-056, 2003-015, 2004-064, 2004-069, 2003-147, and 2004-032. Unanimous.

Director's Report

Draft – Legislative Proposals: Reviewed and discussed the current draft. A motion was made by Sharon Millett and seconded by Winfred Stevens to approve the draft as amended for submission to the Governor's office. Unanimous.

Update – Mortgage Fraud: Discussed newsletter article drafted by the Office of Consumer Credit Regulation regarding real estate side agreements.

Proposed Fee Changes: The Director distributed a list of the proposed fee changes.

Next Meeting Scheduled for October 28, 2004

The meeting was adjourned at 1:15 p.m.

This report respectfully submitted,

Earl Black
Chairman

Carol J. Leighton
Director